

Message Text

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ACTION EUR-25

INFO OCT-01 ADP-00 IO-12 AGR-20 AID-20 CEA-02 CIAE-00

COME-00 EB-11 FRB-02 INR-10 NSAE-00 RSC-01 CIEP-02

STR-08 TRSE-00 LAB-06 SIL-01 OMB-01 RSR-01 /123 W

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R 021820 Z MAY 73

FM USMISSION EC BRUSSELS

TO SECSTATE WASHDC 5124

UNCLAS SECTION 1 OF 2 EC BRUSSELS 2374

PASS AGRICULTURE AND BUR OF ALCOHOL, TOBACCO AND FIREARMS

E. O. 11652: NA

TAGS: EAGR, EEC

SUB: EC WINE CAP- TECHNICAL QUESTIONS

REF: (A) STATE 077191 ?) EC BRUSSELS 2251, C) EC BRUSSELS 1685

(D) EC A-278 OF OP/6/72, (E) EC A-331 OF 10/20/71

(F) EC A-328 OF 8/26/70 (G) EC A-219 OF 6/9/70.

1. WE HAVE DISCUSSED WITH COMMISSION OFFICIALS THE
TECHNICAL QUESTIONS ON THE EC WINE CAP (CERTIFICATION
OF IMPORTED WINE) FORWARDED WITH WINSTANLEY'S LETTER OF
APRIL 10, 1973. WE NOTE THAT AMBASSADOR
MAZIO'S LETTER TO KATZ OF MAY 18, 1972, ALSO CONTAINED
INFORMATION OF EC OENOLOGICAL RULES.

2. THE ANSWERS TO THE TECHNICAL QUESTIONS ARE AS
FOLLOWS:

A. THE " AGENCY" ISSUING THE SWORN STATEMENT
(PART A OF FORM V. I. 1) DOES NOT HAVE TO BE AN AGENCY
OF THE THIRD COUNTRY OF ORIGIN. ACCORDING TO
COMMISSION OFFICIALS, THE AGENCY MUST BE " COMPETENT"
AND CERTIFIED BY A RESPONSIBLE AUTHORITY (E. G.,
BUREAU OF ALCOHOL, TOBACCO AND FIREARMS). COMMISSION
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OFFICIALS CITE THE CALIFORNIA DEPT OF AGRICULTURE AND THE WINE INSTITUTE AS EXAMPLES OF COMPETENT AGENCIES. IT IS OUR UNDERSTANDING THAT A WINE PRODUCER WOULD NOT QUALIFY AS A COMPETENT AGENCY.

B. THE LABORATORIES PERFORMING THE REQUIRED ANALYSES (PART B OF FORM V. I. 1) CAN BE COMMERCIAL OR WINERY LABS IF THEY ARE RECOGNIZED, AND DESIGNATED TO FILL OUT THE ANALYSIS REPORT, BY COMPETENT AUTHORITIES OF THE EXPORTING THIRD COUNTRY (E. G., BUREAU OF ALCOHOL, TOBACCO AND FIREARMS).

C. THE THIRD COUNTRY OF ORIGIN IS RESPONSIBLE FOR THE PRINTING AND DISTRIBUTION OF FORM V. I.1.

D. THE FORM MAY BE PREPARED IN ENGLISH ONLY.

E. REGULATION 1770/72 (REFD) SPECIFIES THAT THE SIZE OF THE FORMS SHALL BE APPROXIMATELY 210 X 300 MM. WE SUGGEST THAT THE SIZE USED BE AS CLOSE AS POSSIBLE TO 210 X 300 MM. SINCE THE MEMBER STATES WILL BE USING THAT SIZE AS A GUIDE.

F. WE ASSUME THAT THE QUESTION (3) CONCERNING THE 1954 INTERNATIONAL CONVENTION FOR THE UNIFICATION OF METHODS FOR THE ANALYSES AND EVALUATION OF WINES IS NOT DIRECTED TO US. WE DO NOT HAVE A COPY OF THAT CONVENTION.

G. AN ORIGINAL AUTHORIZED SIGNATURE SHOULD BE ON EACH DOCUMENT. A FACSIMILE STAMP CANNOT BE USED. IN THIS CONNECTION, IT SHOULD BE NOTED THAT SPECIMENS OF THE SIGNATURES OF ALL PERSONS EMPOWERED TO SIGN THE DOCUMENTS, AS WELL AS AN IMPRINT OF THE STAMP USED (SEE FORM V. I.1), MUST BE SENT TO THE COMMISSION PRIOR TO THE INITIAL ISSUANCE OF THE DOCUMENT.

H. THE AUTHORITY TO SIGN THE DOCUMENT CANNOT BE TRANSFERRED FROM ONE PERSON TO ANOTHER WITHOUT INFORMING THE COMMISSION.

I. A SEPARATE DOCUMENT SHOULD BE PREPARED FOR UNCLASSIFIED

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EACH KIND OF WINE IN A CONSIGNMENT.

J. EC RULES ON OENOLOGICAL PRACTICES ARE IN TITLE IV OF COUNCIL REGULATION NO. 816/70 (REF G).

K. THE PHRASE " COMPARABLE COMMUNITY WINES" IN PART OA OF FORM V. I. 1) REFERS (AS REGARDS COMPARISON TO

IMPORTS FROM THE U. S.) TO WINES PRODUCED IN EC
VITICULTURE ZONE C III DEFINED IN THE ANNEX TO
REGULATION NO. 816/70 (REF G) AND LISTED IN ANNEX III
OF REGULATION NO. 1770/72 (REF D). RULES CONCERNING
OENOLOGICAL PRACTICES IN ZONE C III ARE IN TITLE IV OF
REGULATION NO. 816/70.

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ACTION EUR-25

INFO OCT-01 ADP-00 IO-12 AGR-20 AID-20 CEA-02 CIAE-00

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FM USMISSION EC BRUSSELS
TO SECSTATE WASHDC 5125

UNCLAS SECTION 2 OF 2 EC BRUSSELS 2374

L. PROVISIONS (A) AND (B) OF PART A OF FORM
V. I.1., CONCERNING OENOLOGICAL PRACTICES, APPLY TO ALL
IMPORTED WINES.

M. " VOLUME " IN PART A OF FORM V. I.1 MEANS THE
TOTAL VOLUME OF THE LOT.

N. WE DO NOT UNDERSTAND THE QUESTION (6 D)
CONCERNING SERIAL NUMBERS OF CASES. THE DOCUMENTS
MUST BE SERIALY NUMBERED. IN PART A OF FORM V. I.1 THE
REFERENCE NUMBER (E. E., IDENTIFICATION NUMBER) OF
THE CONSIGNMENT SHOULD BE GIVEN. THE PURPOSE OF THIS
LATTER NUMBER IS TO AID IN THE IDENTIFICATION OF
A PARTICULAR LOT. THE DATE OF FILLING WOULD NOT BE
ADEQUATE AS A REFERENCE NUMBER SINCE IT DOES NOT
NECESSARILY AID IN DISTINGUISHING ONE CONSIGNMENT
FROM ANOTHER.

O. THE PHRASE " TITRE ALCOOMETRIQUE ACQUIS " IN
PART B OF THE DOCUMENT IS THE ACTUAL (ACQUIRE)
ALCOHOLIC STRENGTH. IT, AS WELL AS TOTAL AND
POTENTIAL ALCOHOLIC STRENGTH, ARE DEFINED IN ANNEX I
OF REGULATION NO. 816/70 (REF G) AS FOLLOWS:

(1) ACTUAL ALCOHOLIC STRENGTH: THE NUMBER
OF UNITS OF VOLUME OF ALCOHOL CONTAINED IN 100 UNITS
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OF VOLUME OF A PRODUCT;

(2) POTENTIAL ALCOHOLIC STRENGTH: THE NUMBER
OF UNITS OF VOLUME OF ALCOHOL WHICH CAN BE PRODUCED BY TOTAL
FERMENTATION OF THE SUGAR CONTAINED IN 100 UNITS
OF VOLUME OF A PRODUCT:

(3) TOTAL ALCOHOLIC STRENGTH: THE SUM OF THE
ACTUAL AND POTENTIAL ALCOHOLIC STRENGTHS.

P. IT SHOULD BE INDICATED IN THE DOCUMENT (ITEM I
OF PART B) WHETHER OR NOT HYBRID GRAPES WERE USED IN
THE PRODUCTION OF THE WINE IN QUESTION. WE ASSUME THE
PRODUCER WOULD HAVE SUCH INFORMATION. AS FAR AS WE KNOW, NO
ANALYTIC METHODS ARE DEFINED BY THE COMMUNITY.

Q. IT IS OUR UNDERSTANDING THAT ARTICLE 10.2 OF
REGULATION NO. 1770/72 REFERS TO ASSESSMENT OF THE
INFORMATION IN THE DOCUMENT BY THE IMPORTING MEMBER STATE.

R. QUESTIONS CONCERNING THE ANALYTICAL METHODS
USED IN THE MEMBER STATES SHOULD BE DIRECTED TO THE
MEMBER STATES.
GREENWALD

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*** Current Classification *** UNCLASSIFIED

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